

PIMA COUNTY DEDICATION/ACQUISITION  
ENVIRONMENTAL QUESTIONNAIRE

PROPERTY DESCRIPTION AND ANALYSIS

Property Address ROCKING K  
City \_\_\_\_\_ County PIMA State AZ Zip \_\_\_\_\_  
Legal Description \_\_\_\_\_  
Property is  Vacant Land  Improved Occupied by whom N/A Phone( ) \_\_\_\_\_  
Tax Code # SEE ATTACHED Section 16, 17, 22, 23 Township 15S Range 16E  
Current Use of Property  Residential  Commercial  Industrial  Undeveloped Land  Agricultural  
Other (describe) \_\_\_\_\_

HAS A SITE ASSESSMENT BEEN PERFORMED ON THIS PROPERTY? YES  NO PARTIAL  
If yes, provide a copy.

1. Is the property or any adjoining property used for an industrial use?  
Yes \_\_\_ No \_\_\_ Unknown

2. To the best of your knowledge, has the property or any adjoining property been used for an industrial use in the past?  
Yes \_\_\_ No \_\_\_ Unknown

3. Is the property or any adjoining property used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?  
Yes \_\_\_ No \_\_\_ Unknown

4. To the best of your knowledge has the property or any adjoining property been used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?  
Yes \_\_\_ No \_\_\_ Unknown

LAND ISSUES

5. Are there currently, or to the best of your knowledge have there been previously, any damaged or discarded automotive or industrial batteries, or pesticides, paints, or other chemicals in individual containers of greater than 5 gal (19 L) in volume or 50 gal (190 L) in the aggregate, stored on or used at the property or at the facility?  
Yes \_\_\_ No \_\_\_ Unknown

6. Are there currently, or to the best of your knowledge have there been previously, any industrial drums (typically 55 gal (208 L)) or sacks of chemicals located on the property or at the facility?  
Yes \_\_\_ No \_\_\_ Unknown

7. Has fill dirt been brought onto the property that originated from a contaminated site or that is of an unknown origin?  
Yes \_\_\_ No \_\_\_ Unknown

8. Are there currently, or to the best of your knowledge have there been previously, any pits, ponds, or lagoons located on the property in connection with waste treatment or waste disposal?

Yes\_\_\_ No\_\_\_ Unknown

9. Is there currently, or to the best of your knowledge has there been previously, any stained soil on the property?

Yes\_\_\_ No\_\_\_ Unknown

10. Are there currently, or to the best of your knowledge have there been previously, any registered or unregistered storage tanks (above or underground) located on the property?

Yes\_\_\_ No\_\_\_ Unknown

11. Are there currently, or to the best of your knowledge have there been previously, any vent pipes, fill pipes, or access ways indicating a fill pipe protruding from the ground on the property or adjacent to any structure located on the property?

Yes\_\_\_ No\_\_\_ Unknown

#### STRUCTURE ISSUES

12. Are there currently, or to the best of your knowledge have there been previously, any flooring, drains, or walls located within the facility that are stained by substances other than water or are emitting foul odors?

Yes\_\_\_ No\_\_\_ Unknown

#### OTHER ISSUES

13. If the property is served by a private well or non-public water system, have contaminants been identified in the well or system that exceed guidelines applicable to the water system or has the well been designated as contaminated by any government environmental/health agency?

Yes\_\_\_ No\_\_\_ Unknown

14. Does the owner or occupant of the property have any knowledge of environmental liens or governmental notification relating to past or recurrent violations of environmental laws with respect to the property or any facility located on the property?

Yes\_\_\_ No  Unknown\_\_\_

15. Has the owner or occupant of the property been informed of the past or current existence of hazardous substances or petroleum products or environmental violations with respect to the property or any facility located on the property?

Yes\_\_\_ No  Unknown\_\_\_

16. Does the owner or occupant of the property have any knowledge of any environmental site assessment of the property or facility that indicated the presence of hazardous substances or petroleum products on, or contamination of, the property or recommended further assessment of the property?

Yes\_\_\_ No  Unknown\_\_\_

17. Does the owner or occupant of the property know of any past, threatened, or pending lawsuits or administrative proceedings concerning a release or threatened release of any hazardous substance or petroleum products involving the property by any owner or occupant of the property?

Yes\_\_ No  Unknown\_\_

Yes\_\_ No  Unknown\_\_

18. Does the property discharge waste water on or adjacent to the property other than storm water into a sanitary sewer system?

Yes\_\_ No  Unknown\_\_

EXISTING PIMA COUNTY SEWER LINE THROUGH THE EASTERN PORTION OF THE PROPERTY.

19. To the best of your knowledge, have any hazardous substances or petroleum products, unidentified waste materials, tires, automotive or industrial batteries or any other waste materials been dumped above grade, buried and/or burned on the property?

Yes\_\_ No\_\_ Unknown

20. Is there a transformer, capacitor, or any hydraulic equipment for which there are any records indicating the presence of PCB's?

Yes\_\_ No\_\_ Unknown

If your answer was "YES" to any question, please list the details: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

This questionnaire was completed by:

Name William H. Kelley  
Title Chief Financial Officer  
Firm Rocking K Holdings, LP  
Address 2200 E. River Road #115 Tucson, AZ 85718

Phone Number 520-577-0200 Date June 9, 2006

Signature W.H. Kelley CFO of Diamond Ventures, Inc

If questionnaire was not completed by the owner:

Owner \_\_\_\_\_

Address \_\_\_\_\_

Phone Number \_\_\_\_\_

Tax Parcel(s)	Section(s)	Owner(s)
205-64-008N	16	Fidelity National Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 10,773
205-64-010D 205-64-010F		
205-64-008P	16	Rocking K Holdings Limited Partnership, an Arizona limited partnership, as to an undivided 75% interest; and Rincon Valley Holdings Limited Partnership, an Arizona limited partnership, as to an undivided 25% interest
205-64-035C	21	
205-72-003A	22	
205-72-004B	27	
205-72-004C		
205-72-004E		
205-72-006F		
205-73-003E		
205-73-006F		
205-73-006H		
205-72-005H	21	Fidelity National Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 10,730
205-72-005G	21	Rincon Valley Holdings Limited Partnership, an Arizona limited partnership
205-72-006D	27	
205-64-034C	27	State of Arizona, as to the legal title; and Rincon Valley Holdings Limited Partnership, an Arizona limited partnership, as to the equitable title
205-72-006E	21	Rocking K Development Co., an Arizona corporation
205-64-0370	28	
205-64-0360	21	Auriga Properties, Inc., an Arizona corporation, as to an undivided 78% interest; and Tucson Mountain Investors, L.L.C., an Arizona limited liability company, as to an undivided 22% interest
205-72-0070	28	
205-64-035G	22	Fidelity National Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 10,871
205-73-003L	27	
205-64-655A	27	Fidelity National Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 30,096
205-64-0330	27	Chicago Title Insurance Company, an Arizona corporation, as Trustee under Trust No. 12,099
205-64-034B 205-64-035D	28	